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PTO/904b7 (00-00)

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Application Number: 09/802,309

Filing Date: Mar 07, 2001

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1. Fee Transmittal
2. Response to the Office Action dated 11/2/04 (24 pages)

Total pages: 26
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FEE TRANSMITTAL for FY 2005

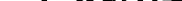
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<input checked="" type="checkbox"/> Deposit Account Deposit Account Number 12-0769 Deposit Account Name Lcc & Hayes, PLLC				Large Entity Small Entity Fee Code (\$) Fee Code (\$) Fee Description 1051 130 2051 66 Surcharge - late filing fee or oath 1052 50 2082 25 Surcharge - late provisional filing fee or cover sheet 1053 130 1053 130 Non-English specification 1812 2,520 1812 2,240 For filing a request for ex parte reexamination 1804 920* 1804 920* Requesting publication of SIR prior to Examiner action 1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action 1251 110 2251 55 Extension for reply within first month 1252 430 2252 215 Extension for reply within second month 1254 980 2253 490 Extension for reply within third month 1256 1,530 2254 765 Extension for reply within fourth month 1258 2,080 2255 1,040 Extension for reply within fifth month 1401 340 2401 170 Notice of Appeal 1402 340 2402 170 Filing a brief in support of an appeal 1403 300 2403 150 Request for oral hearing 1451 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 2452 55 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 1501 1,370 2501 685 Utility issue fee (or release) 1502 490 2502 245 Design issue fee 1503 860 2503 330 Plant issue fee 1480 130 1480 130 Petitions to the Commissioner 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) 1806 180 1806 180 Submission of Information Disclosure Stmt 8021 40 8021 40 Recording each patent assignment per property (times number of properties) 1809 790 2809 395 Filing a submission after final rejection (37 CFR § 1.128(b)) 1810 790 2810 395 For each additional invention to be examined (37 CFR § 1.128(b)) 1801 790 2801 395 Request for Continued Examination (RCE) 1802 900 1802 900 Request for expedited examination of a design application																																																											
The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application. <input checked="" type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.				Fee Paid																																																											
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1. BASIC FILING FEE <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee</th> <th>Fee</th> <th>Fee Description</th> <th>Fee</th> <th>Fee</th> <th>Fee Description</th> </tr> <tr> <th>Fee</th> <th>Fee</th> <th>Code</th> <th>Fee</th> <th>Code</th> <th>Fee</th> <th>Fee</th> <th>Code</th> </tr> </thead> <tbody> <tr> <td>1001</td> <td>790</td> <td>2001</td> <td>395</td> <td>395</td> <td>Surcharge - filing fee</td> <td>1051</td> <td>130</td> </tr> <tr> <td>1002</td> <td>350</td> <td>2002</td> <td>175</td> <td>175</td> <td>Design filing fee</td> <td>1052</td> <td>50</td> </tr> <tr> <td>1003</td> <td>550</td> <td>2003</td> <td>275</td> <td>275</td> <td>Plant filing fee</td> <td>1053</td> <td>130</td> </tr> <tr> <td>1004</td> <td>790</td> <td>2004</td> <td>395</td> <td>395</td> <td>Reissue filing fee</td> <td>1812</td> <td>2,520</td> </tr> <tr> <td>1005</td> <td>160</td> <td>2005</td> <td>80</td> <td>80</td> <td>Provisional filing fee</td> <td>1804</td> <td>920*</td> </tr> </tbody> </table>								Large Entity	Small Entity	Fee	Fee	Fee Description	Fee	Fee	Fee Description	Fee	Fee	Code	Fee	Code	Fee	Fee	Code	1001	790	2001	395	395	Surcharge - filing fee	1051	130	1002	350	2002	175	175	Design filing fee	1052	50	1003	550	2003	275	275	Plant filing fee	1053	130	1004	790	2004	395	395	Reissue filing fee	1812	2,520	1005	160	2005	80	80	Provisional filing fee	1804	920*
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2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE <table border="1"> <thead> <tr> <th colspan="2">Fee from</th> <th colspan="2">Fee Paid</th> </tr> <tr> <th colspan="2">Extra Claims below</th> <th colspan="2"></th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>49</td> <td>-56 = 0</td> <td>x 18 = 0</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Indep. Claims</td> <td>18</td> <td>-9 = 9</td> <td>x 88 = 792</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td>Multiple Dependent</td> <td></td> <td></td> <td>=</td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>								Fee from		Fee Paid		Extra Claims below				Total Claims	49	-56 = 0	x 18 = 0					Indep. Claims	18	-9 = 9	x 88 = 792					Multiple Dependent			=																												
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¹⁰or number previously paid, if greater. For Reissues, see above.

GUARANTEE 30

— 10 —

Submitted by **Altan T. Spenseller** Complete (if applicable)
Name (Print/Type) **Altan T. Spenseller** Registration No. **38318** Telephone **508-324-9256**
Signature  Date **12/18/04**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No.09/802,309
Filing Date3/7/01
Inventor.....Murali R. Krishnan
Group Art Unit2661
ExaminerPizarro, Ricardo M.
Attorney's Docket No.MS1-327USC1
Confirmation No.....3155
Title: Adaptive Bandwidth Throttling for Network Services

RESPONSE TO OFFICE ACTION DATED NOVEMBER 2, 2004

To: Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

From: Allan T. Sponseller (Tel. 509-324-9256 x215; Fax 509-323-8979)
Lee & Hayes, PLLC
421 W. Riverside Ave., Suite 500
Spokane, WA 99201

Sir:

In response to the Office Action of November 2, 2004, in connection with the above-identified application, the following remarks are submitted. Favorable consideration is respectfully requested.

A detailed listing of the claims is provided below. A status identifier is provided for each claim in a parenthetical expression following each claim number.